

Message Text

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PAGE 01 MONTEV 01961 211248Z
ACTION EB-07

INFO OCT-01 ARA-10 ISO-00 L-03 FAA-00 DOTE-00 DODE-00
XMB-04 PM-04 CIAE-00 INR-07 NSAE-00 /036 W
-----211330Z 123095 /45

R 201921Z MAY 77
FM AMEMBASSY MONTEVIDEO
TO SECSTATE WASHDC 3889
USDOC WASHDC
AMCONSUL RIO DE JANEIRO

UNCLAS MONTEVIDEO 1961

SECSTATE ALSO PASS FAA
RIO FOR FAA REP FRANK MONACO

E.O. 11652: N/A
TAGS: BDIS, EAIR, UY
SUBJ: POTENTIAL TRADE DISPUTE: URUGUAYAN AIR FORCE
VS. FAIRCHILD

REF: (A) 10 FAM 338.4, (B) MONTEVIDEO GYP (NOTAL)

THE EMBASSY HAS BEEN APPROACHED BY THE URUGUAYAN AIR FORCE (UAF) WHICH HAS REQUESTED SUCH INFORMAL ASSISTANCE AS APPROPRIATE IN THE RESOLUTION OF A POTENTIAL COMMERCIAL DISPUTE WITH THE FAIRCHILD REPUBLIC COMPANY OF HAGERSTOWN, MARYLAND. THE UAF IS IN CONTACT WITH MR. A.S. MATHERS, SUPERVISOR, CUSTOMER SERVICES OF FAIRCHILD. ALTHOUGH THE TWO PARTIES ARE DISCUSSING THIS MATTER, THE FOLLOWING, SELF-EXPLANATORY CABLE (REF B) HAS BEEN SENT BECAUSE OF THE NATURE OF THE PROBLEM AND ITS IMPORTANCE. THIS CABLE, SENT BY THIS EMBASSY TO FAIRCHILD IN HAGERSTOWN, IS FORWARDED FOR INFORMATION PURPOSES AND BECAUSE THE URUGUAYAN EMBASSY IN WASHINGTON MAY ALSO RAISE THE MATTER. NO FURTHER ACTION IS RECOMMENDED AT THIS MOMENT AND THE EMBASSY HOPES THAT THE UAF AND FAIRCHILD WILL REACH A SOLUTION ON A MUTUALLY AGREEABLE BASIS.

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BEGIN TEXT:

1. THE AMERICAN EMBASSY IN MONTEVIDEO, URUGUAY HAS BEEN APPROACHED BY THE URUGUAYAN AIR FORCE (UAF) WHICH IS REQUESTING OUR ASSISTANCE IN BRINGING TO YOUR ATTENTION ITS CONCERN OVER PROBLEMS THAT HAVE OCCURRED WITH ITS FAIRCHILD FH-227.

2. THE UAF HAS INFORMED THE EMBASSY THAT THE AIRCRAFT IN QUESTION WAS PURCHASED UNDER A SALES CONTRACT DATED APRIL 4, 1973, AND THAT IT HAS BEEN USED ONLY IN THE TRANSPORT OF CIVILIAN PASSENGERS AND CARGO AS REQUIRED BY EXIMBANK LOAN E-3108. ACCORDING TO THE UAF, IN LATE 1976, REPAIR WORK ON THE VERTICAL STABILIZER REVEALED AN ADVANCED DEGREE OF CORROSION. A FURTHER INSPECTION OF THE AIRCRAFT'S STRUCTURE SHOWED THAT THE CORROSION WAS GENERALIZED. THE UAF STATES THAT IT THEN ASKED FOR TECHNICAL ADVICE, AT ITS OWN EXPENSE, AND THAT MR. LESTER GUILLARD OF YOUR COMPANY VISITED URUGUAY AND INSPECTED THE AIRCRAFT APRIL 15-16, 1977. THE UAF HAS TOLD THE EMBASSY THAT, AS A RESULT, YOUR LETTER OF APRIL 26, 1977 TO COLONEL ARBE PROVIDES A SERIES OF SUGGESTIONS FOR REPAIRS WHICH ARE USEFUL. HOWEVER, THE UAF BELIEVES THAT FAIRCHILD HAS NOT TAKEN INTO ACCOUNT THE AMOUNT OF CORROSION NOR ANY POSSIBLE RESPONSIBILITY FOR REPAIRS BEFORE THE AIRCRAFT CAN AGAIN BE AIRWORTHY. THE UAF STATED THIS POSITION IN ITS TELEX TO YOU OF MAY 12. ITS POSITION IS THAT THE ADVANCED STATE OF CORROSION IS FAIRCHILD'S RESPONSIBILITY AS IT BEARS NO RELATIONSHIP TO THE PLANE'S AGE OR USE, "BEING ONLY THE RESULT OF A DEFICIENCY IN THE ANTI-CORROSION TREATMENT ORIGINALLY GIVEN THE AIRCRAFT."

3. AS YOU KNOW, THE U.S. GOVERNMENT IS PREPARED TO ASSIST IN ADJUSTING TRADE DISPUTES ARISING BETWEEN AMERICAN AND FOREIGN TRADERS AT THE REQUEST OF EITHER PARTY. SUCH ASSISTANCE IS ENTIRELY OPTIONAL AND IS LIMITED TO INFORMAL, CONCILIATORY EFFORTS DIRECTED TOWARD REMOVING POSSIBLE MISUNDERSTANDINGS AND HELPING TO ASSURE THAT THE PARTIES ARE IN COMMUNICATION. IN THIS CASE, THE EMBASSY IS PLEASED TO NOTE THAT BOTH FAIRCHILD AND THE UAF ARE IN COMMUNICATION AND ARE DISCUSSING THIS MATTER IN A FORTHRIGHT MANNER.

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4. THE PURPOSE OF THIS CABLE, THEN, IS TO ASSURE THAT YOU HAVE RECEIVED THE FOREGOING INFORMATION, AS REQUESTED BY THE UAF, AND TO OFFER APPROPRIATE ASSISTANCE. PLEASE DO NOT HESITATE TO CONTACT ME IF YOU BELIEVE WE CAN BE USEFUL; I WOULD APPRECIATE RECEIVING YOUR VIEWS ON THIS MATTER.

SINCERELY, STUART H. LIPPE, COMMERCIAL ATTACHE, AMERICAN EMBASSY, MONTEVIDEO, URUGUAY. END TEXT.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AIRCRAFT, TRADE COMPLAINTS, AIR FORCE
Control Number: n/a
Copy: SINGLE
Sent Date: 20-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770181-1299
Format: TEL
From: MONTEVIDEO
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1977/newtext/t19770536/aaaabepx.tel
Line Count: 106
Litigation Code IDs:
Litigation Codes:
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TAGS: BDIS, EAIR, MILI, UY, US, FAIRCHILD REPUBLIC COMPANY
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